

**COMMONWEALTH OF MASSACHUSETTS  
State Building Code (780 CMR) Appeals Board  
Board's Ruling on Appeal<sup>1</sup>**

**Docket No. 08-636**

Appellant(s): John Greenup      vz.      Appellee(s): City/Town of Cambridge  
Ranjit Singanayagam

**Procedural History**

This matter came before the State Building Code Appeals Board ("Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant requested that the Board grant him a variance from 780 CMR 119, for 45 Foster Street, Cambridge, MA. In accordance with GL c. 30A, §§10 & 11; GL c. 143, §100; 801 CMR 1.02 *et. seq.*; and 780 CMR 122.3.4, the Board convened a public hearing on September 23, 2008 where all interested parties were provided with an opportunity to testify and present evidence to the Board.


The Appellant appeared for the hearing with his attorney Wm. Shaw McDermott. Ranjit Singanayagam and others were present as well as shown on the sign in sheet that is on file with the Department of Public Safety.

**Discussion**

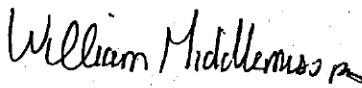
A motion was made to deny the Appellant's request for a variance from 780 CMR 119, and uphold the stop work order on the building at 45 Foster Street because of the historic structure issues associated with this project. There was a second on the motion and a board vote was taken, which was unanimous.

**Conclusion**

**The Appellant's request for a variance from 780 CMR 119, is hereby denied and so ordered<sup>2</sup> on this date: September 23, 2008.**



Douglas Semple



William Middlemiss



Alexander MacLeod

<sup>1</sup> This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108

<sup>2</sup> In accordance with M.G.L. c. 30A, §14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.